CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent Office, number 703-872-9321, addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 7, 2004.

Gerry Ubau

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/811,360

7725 Confirmation No.

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Applicant

Eugene M. Wolf

JAN 2004

Group 3700

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Examiner

Javier G. Blanco

Docket No.

2502440-991501

Customer No.

29585

Title:

FACILE TOTAL SHOULDER ARTHROPLASTY APPARATUS AND

METHOD

AMENDMENT

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In reply to the most recent USPTO communication entitled, "Notice of Noncompliant Amendment", and pursuant to a telephone conversation with Ms. Stephanie Bryce, the amendment is re-submitted herewith having the withdrawn claims 44-49 written out.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 14 of this paper.

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